





## UNITED STATES DEPARTMENT OF COMMERCE **United States Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR			ATTORNEY DOCKET NO.
09/077,337	05/27/98	DRUMMOND		J	D1077
		TM02/0424	$\neg$		EXAMINER
RALPH E JOCKE				BERGIN, J	
231 SOUTH	BROADWAY			ART UNIT	PAPER NUMBER
MEDINA OH	44256				
				2164	
				DATE MAILED:	:
					04/24/01

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents and Trademarks** 

	Amplication No.							
•	Application No.	Applicant(s)						
٠. ا	09/077,337	DRUMMOND ET AL.						
Office Action Summary	Examiner	Art Unit						
	James S. Bergin	2164						
The MAILING DATE of this communication appe Period for Reply	ars on the cover sheet with the co	rrespondence address						
A SHORTENED STATUTORY PERIOD FOR REPLY THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a reply If NO period for reply is specified above, the maximum statutory period w.  - Failure to reply within the set or extended period for reply will, by statute,  - Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).  Status	6 (a). In no event, however, may a reply be tin within the statutory minimum of thirty (30) days ill apply and will expire SIX (6) MONTHS from cause the application to become ABANDONE	nely filed s will be considered timely. the mailing date of this communication. O (35 U.S.C. & 133).						
1) Responsive to communication(s) filed on <u>07 A</u>	pril 2000 .							
2a) This action is <b>FINAL</b> . 2b) This	s action is non-final.							
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.								
Disposition of Claims								
4)⊠ Claim(s) <u>1-47</u> is/are pending in the application.								
4a) Of the above claim(s) is/are withdrawn from consideration.								
5) Claim(s) is/are allowed.								
6) Claim(s) is/are rejected.								
7) Claim(s) is/are objected to.								
8) Claims 1-47 are subject to restriction and/or election requirement.								
Application Papers								
9) The specification is objected to by the Examiner.								
10) The drawing(s) filed on is/are objected to by the Examiner.								
11)☐ The proposed drawing correction filed on is: a)☐ approved b)☐ disapproved.								
12) The oath or declaration is objected to by the Examiner.								
Priority under 35 U.S.C. § 119								
13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).								
a) ☐ All b) ☐ Some * c) ☐ None of:								
1. Certified copies of the priority documents have been received.								
2. Certified copies of the priority documents have been received in Application No								
Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  * See the attached detailed Office action for a list of the certified copies not received.								
14) Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).								
,								
Attachment(s)								
15) 🔲 Notice of References Cited (PTO-892)		(PTO-413) Paper No(s)						
16) Notice of Draftsperson's Patent Drawing Review (PTO-948) 17) Information Disclosure Statement(s) (PTO-1449) Paper No(s) 9	19) ☐ Notice of Informal I 20) ☐ Other:	Patent Application (PTO-152)						

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Art Únit: 2164

## Election/Restrictions

1. Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in response to this action, to elect a single invention to which the claims must be restricted.

Group 1, claim(s) 1-20, 25-30 drawn to a banking machine comprising a computer.

**Group 2**, claim(s) 21-24, drawn to an apparatus comprising a home http server having a home address, said apparatus also comprising a banking machine, said banking machine further comprising a computer.

**Group 3**, claim(s) 31, 35, 38, 41, 44 and 45 drawn to an automated teller machine comprising a computer.

**Group 4**, claim(s) 46 and 47, drawn to a method of operating the computer of an automated banking machine to dispense at least one note.

**Group 5**, claim(s) 32, 33, 34, 36, 37, 39, 40, 42 and 43 drawn to a method comprising operating a browser in at least one computer in connection with an automated banking machine.

- 2. The inventions listed as Groups 1-5 do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: Although the inventive groups 1-5 share the special technical feature of a note or document dispenser of a banking machine being in operative connection to a computer, said computer in connection with the banking machine, this technical feature discloses only that which is old in the art of banking machines and was well known to those of ordinary skill in the art at the time that the invention was made. Thus unity of invention between the inventive groups is defeated.
- 3. A telephone call was made to Ralph E. Jocke on 4/17/01 to request an oral election to the above restriction requirement, but did not result in an election being made.

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Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

4. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James S. Bergin whose telephone number is 703 308-8549. The examiner can normally be reached on Monday-Thursday 8.30-6.00 and on alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vincent Millin can be reached on 703 308-1065. The fax phone numbers for the organization where this application or proceeding is assigned are 703 308-1396 for regular communications and 703 308-1396 for After Final communications.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703 305-3900.

James S. Bergin

Examiner April 18, 2001

VINCENT MILLIN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100